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Attorneys for GitHub, Inc. and Microsoft Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

J. DOE 1, et al.,

Individual and
Representative Plaintiffs,

v.

GITHUB, INC., et al.,

Defendants.

AND CONSOLIDATED ACTION

Case No. 4:22-cv-6823-JST
Consolidated w/ Case No. 4:22-cv-7074-JST

**DEFENDANTS GITHUB AND
MICROSOFT'S LOCAL RULE 79-5(f)
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIAL SHOULD BE
SEALED**

Date: May 16, 2024
Time: 2:00 p.m.
Courtroom: 6, 2d Floor
Judge: Hon. Jon S. Tigar

Second Amended Complaint Filed: January 25,
2024

Pursuant to Civil Local Rules 7-11 and 79-5(f), GitHub and Microsoft hereby move to file under seal portions of Defendants GitHub and Microsoft's Motion to Dismiss Portions of the Second Amended Complaint in Consolidated Actions, because Plaintiffs have asserted that such information should be under seal. ECF No. 197. In support of this request, GitHub and Microsoft submit attached hereto, a copy of their Motion to Dismiss with highlighted portions indicating the information subject to this request to seal and a proposed order.

Specifically, GitHub and Microsoft seek an order sealing the following information that Plaintiffs assert should be under seal:

Portion to be Sealed	Basis for Sealing Document or Portions Thereof
Highlighted portions of GitHub and Microsoft's Motion to Dismiss Portions of the Second Amended Complaint in Consolidated Actions	The highlighted portions reflect information that Plaintiffs have asserted should be under seal.

The only purpose for this sealing request is to observe Plaintiffs' request for sealing until such time as the propriety of the designation is fully adjudicated. GitHub and Microsoft object to the designations and to maintaining the redacted portions under seal.

Dated: February 28, 2024

Orrick, Herrington & Sutcliffe LLP

By: /s/ Annette L. Hurst
 ANNETTE L. HURST
 Attorneys for Defendants
 GitHub, Inc. and Microsoft Corp.